

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

301 State House
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FISCAL IMPACT STATEMENT

LS 7316

BILL NUMBER: SB 517

DATE PREPARED: Feb 16, 2001

BILL AMENDED: Feb 15, 2001

SUBJECT: Death Row Inmates.

FISCAL ANALYST: Mark Goodpaster

PHONE NUMBER: 232-9852

**FUNDS AFFECTED: X GENERAL
DEDICATED
FEDERAL**

IMPACT: State

Summary of Legislation: (Amended) This bill has the following provisions:

- (A) It provides that a female inmate under a sentence of death must be housed in a maximum security women's facility until 30 days before the execution date.
- (B) It provides that inmates under a sentence of death may be temporarily housed at another maximum security facility for (1) security reasons; or (2) to permit renovation of the Indiana State Prison.
- (C) It provides that identifying information concerning the persons executing an inmate under a sentence of death is confidential.
- (D) It allows the Department of Correction (DOC) to exclude a person from viewing an execution if the superintendent of the State Prison determines the person may compromise the safety and security of the State Prison.
- (E) It changes references to the title of the head of the State Prison from warden to superintendent.

Effective Date: Upon passage.

Explanation of State Expenditures: (Revised) *Provision A* - Under current law, female offenders are required to stay on death row in the Indiana State Prison. Currently, the prison houses only men. One woman is currently on death row in Indiana, although she is currently housed in a facility in Ohio. This bill would allow this offender to remain in a women's facility until 30 days prior to the execution date and allow the Department of Correction to avoid building long term facilities on death row for women offenders who are scheduled to be executed.

Provision B - Under current law, offenders who are on death row must remain in the Indiana State Prison until their execution date. Staff at the Department of Correction indicate that a construction project is planned for the death row area. This provision will allow the Department of Correction to move these offenders on death row to a maximum security facility in another prison operated by DOC until the project is completed.

Explanation of State Revenues:

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: Department of Correction.

Local Agencies Affected:

Information Sources: Robert Bugher, Chief Counsel, Department of Correction.